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STIPULATION

WHEREAS, the next Case Management Conference ("CMC") in this matter has been scheduled for Friday, July 18, 2008;

WHEREAS, Defendant Kyphon filed a motion for protective order, wherein it objected to the scope of Plaintiffs' discovery requests;

WHEREAS, Magistrate Judge Lloyd heard argument in Defendant's Motion for Protective Order on Tuesday, June 17, 2008;

WHEREAS, the parties are still awaiting Judge Lloyd's ruling on Defendant's Motion for Protective Order;

WHEREAS, discovery cannot proceed until Judge Lloyd issues his ruling;

WHEREAS, Local Rule 16-2 (e) permits parties to seek relief from the Court's Case Management Schedule by stipulating to change the date of any CMC;

WHEREAS, on Monday, July 14, 2008, counsel for Plaintiffs contacted the Court's courtroom clerk, Diana Munz, who has temporarily rescheduled the CMC for Friday, September 19 2008;

WHEREAS, counsel for both parties have scheduling conflicts that will prevent them from appearing in this case that day;

THEREFORE, the parties, through their counsel of record, hereby STIPULATE to reschedule the next CMC, currently set for Friday, July 18, 2008, to Friday, September 26, 2008.

IT IS SO STIPULATED.

Dated: July 16, 2008

SANFORD, WITTELS & HEISLER, LLP
LAW OFFICES OF GRANT E. MORRIS
LITTON & GEONETTA, LLP

By 
David W. Sanford
Attorneys for Plaintiffs

1 Dated: July 16, 2008

SEVERSON & WERSON

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5 Attorneys for Defendant
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STIPULATION AND [PROPOSED] ORDER TO CONTINUE THE DATE OF THE CASE MANAGEMENT CONFERENCE
Case No. CV 06 03988 JF

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

SAFRONIA DODD-OWENS, NATALIE
AMAYA, TERA BYRER, TIFFANY
SOCHA, TERI CARR, ELIZABETH
"LISA" GLUS and CHRISTY
WRONIKOWSKI

Individually and on Behalf of All Others
Similarly Situated,

PLAINTIFFS,

v.

KYPHON INC.,
DEFENDANT.

Case No. CV 06 03988 - JF

[PROPOSED] ORDER
CONTINUING DATE OF CASE
MANAGEMENT
CONFERENCE

Complaint Date: November 13, 2007

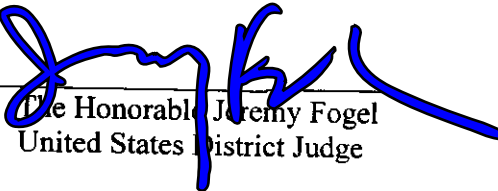
Trial Date: None Assigned

ORDER

Upon consideration of the foregoing, the CMC will be rescheduled for Friday,
September 26, 2008.

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: 7/24/08


The Honorable Jeremy Fogel
United States District Judge

STIPULATION AND [PROPOSED] ORDER TO CONTINUE THE DATE OF THE CASE MANAGEMENT CONFERENCE
Case No. CV 06 03988 JF